(40)

HIGH COURT OF CHHATTISGARH, BILASPUR

W.P. (S) No. 5506/2007

PETITIONERS Manglu Ram Banjare, S/o late Shri Knahiya Lal Banjare, Age about 66 years, Occupation – Service, R/o Ravigram, Telibandha, Main Road, Raipur, District Raipur (C.G.)

Versus

RESPONDENTS

1. State of Chhattisgarh, through Principal Secretary P.W.D. Department Mantralaya, D.K.S. Bhavan, Raipur (C.G.)
2. Executive Engineer, P.W.D. Department, Division No.1, Raipur, District Raipur (C.G.)
3. Sub Divisional Officer, P.W.D. Department, Sub Division No.1, Raipur (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Appearance:

Shri Yogesh Pandey, Counsel for the petitioner.
Shri Ajay Dwivedi, Panel Lawyer for the State.

ORAL ORDER
(21.09.2007)

SUNIL KUMAR SINHA, J

Heard.

Learned counsel for the petitioner submits that the facts and question of law involved in the present writ petition are similar to that of W.P. No.4135/2004 (M.A. Hakim –vs.- State of M.P. (Now C.G.) and others), which has already been disposed off by order dated 28.8.2007. Against the order passed in the said case, one S.L.P. was filed in Supreme Court which was also dismissed. He further submits that thereafter, a review petition was filed, which was also dismissed. Thus the case is squarely covered by the said decision.

Shri Ajay Dwivedi, Panel Lawyer, appearing for the State submits that it is not in dispute that this matter is covered by

the decision of M.A. Hakim's case (supra) and this petition can be disposed off in the terms of the order passed in M.A. Hakim's case.

In view of the above joint statement made at the bar, this petition is disposed off in terms of the order passed in W.P. No.4135/2004 (M.A. Hakim –vs- State of M.P. (Now Chhattisgarh) and others), which was decided on 28.8.2006. No order as to costs.

Sd/-
Sunil Kumar Sinha
Judge

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